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JAN 11 1973  
Department of Water Administration

AFFIDAVIT OF PUBLICATION

OK. df  
1-18-73

NOTICE OF CLAIM  
TO A WATER RIGHT  
No. 63-4189

Notice is hereby given that  
MOLLIE A. ORR, Rt. #7, Nampa,  
Ida. has filed a claim to a water  
right established by diversion  
and application to beneficial use  
of .06 cubic feet per second of  
water from a groundwater  
source with the point of diver-  
sion in the SW 1/4 SE1/4, Sec. 29,  
T. 3 N., R. 2 W., B.M., Canyon  
County.

The water is claimed to be  
used from Jan. 1 to Dec. 31 for  
domestic & stockwater purposes  
with a priority of April 1, 1955;  
the place of use is within the SW  
1/4 SE1/4, Sec. 29, T. 3 N., R.  
2 W., B.M.

Any exception to this claim of  
water right may be filed with the  
Idaho Department of Water Ad-  
ministration, Statehouse, Boise,  
Idaho, 83707.

R. KEITH HIGGINSON  
Director  
January 11, 18, 1973

STATE OF IDAHO, )  
County of Canyon. ) ss.

Verla Harker  
of Nampa, Canyon County, Idaho, being first duly sworn,  
deposes and says:

- 1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.
- 2. That I am the Principle Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.
- 3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times in the regular and entire  
issue of said paper, and was printed in the newspaper proper, and  
not in a supplement.

4. That said notice was published the following dates:

January 11, 18, 1973

Verla Harker

Subscribed and sworn to before me this

18th day of January, 1973

Adam J. Kew

Notary Public, Residing at Nampa, Idaho  
My Commission Expires June 23, 1975

Identification No. \_\_\_\_\_  
Claim No. 63-4189  
Map No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant MOLLIE A. ORR  
post office address Rt. #7, Nampa, Idaho
2. The point of diversion is in SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  Section 29 Township 3 N.  
Range 2 W. B.M. located on Groundwater  
(name of source)  
tributary to \_\_\_\_\_ in \_\_\_\_\_ Canyon \_\_\_\_\_ County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
  - a. Date of priority claimed:  
April 1, 1955 amount: .06 c.f.s. or \_\_\_\_\_ acre feet  
\_\_\_\_\_ amount: \_\_\_\_\_ c.f.s. or \_\_\_\_\_ acre feet  
\_\_\_\_\_ amount: \_\_\_\_\_ c.f.s. or \_\_\_\_\_ acre feet  
Total claimed .06 c.f.s. or \_\_\_\_\_ acre feet.
  - b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:  
use Domestic period of use from Jan. 1 to Dec. 31 (both dates inclusive)  
use Stockwater period of use from Jan. 1 to Dec. 31 (both dates inclusive)  
use \_\_\_\_\_ period of use from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
use \_\_\_\_\_ period of use from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive).
4. Description of diverting works:
  - a. Surface water diversion dam and/or headgate: material is composed of \_\_\_\_\_  
\_\_\_\_\_; length is \_\_\_\_\_ feet; height is \_\_\_\_\_ feet;  
width at bottom is \_\_\_\_\_ feet; width at top is \_\_\_\_\_ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  - b. Underground water diverting works: is well flowing or pumped pumped; depth of well is 286 feet; diameter of well is 6 inches; type of pump is Electric 3/4 H.P. pump  
capacity of pump is 37 g.p.m.; name and address of well driller is Hozak from Nampa, Idaho  
\_\_\_\_\_;

attach well logs if available; has there been any change in pump or motor since well was first completed \_\_\_\_\_; if so, give dates and explain \_\_\_\_\_

c. Conveying works: length of ditch to place of use is \_\_\_\_\_ feet; width of ditch at top is \_\_\_\_\_ feet; width of bottom of ditch is \_\_\_\_\_ feet; depth of water is \_\_\_\_\_ feet; grade of ditch per 1000 feet is \_\_\_\_\_ feet; material through which ditch passes is \_\_\_\_\_; maximum length of pipe line to first place of use is 300 feet; diameter of pipe line is 3/4 inches; type of pipe galvanized steel; grade of pipe per 1000 feet is \_\_\_\_\_.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible \_\_\_\_\_.

d. If water is stored: name of reservoir \_\_\_\_\_;  
total capacity of reservoir is \_\_\_\_\_ acre feet; active capacity of reservoir is \_\_\_\_\_ acre feet;  
year construction commenced \_\_\_\_\_; year completed \_\_\_\_\_; date first used \_\_\_\_\_  
period of storage is from \_\_\_\_\_ to \_\_\_\_\_; is reservoir drained each year \_\_\_\_\_;  
is reservoir on or off stream \_\_\_\_\_ explain \_\_\_\_\_

if feeder canal is used give maximum carrying capacity\_\_\_\_\_c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions\_\_\_\_\_

has there been any enlargement of the reservoir since it was first built \_\_\_\_\_, if so, give dates and describe \_\_\_\_\_

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated \_\_\_\_\_

Explain any significant increase in area irrigated since first use, give dates and acreages if known \_\_\_\_\_

b. Do you get water through a ditch owned by several users? \_\_\_\_\_ If yes, give the name of the ditch \_\_\_\_\_ The other users and their respective interests in the ditch are (if known) \_\_\_\_\_

6. Where water is used for stock watering, give number of each kind of stock watered 50 head of cattle

7. Where water is used for domestic or municipal purposes give number of families served one  
name of town supplied \_\_\_\_\_

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities \_\_\_\_\_

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation \_\_\_\_\_

State of Idaho

County of CANYON

ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this

28<sup>th</sup>

day of

DECEMBER

1972

Mollie A. Orr  
Claimant

Richard L. Benson  
Notary Public

Residing at Nampa, Idaho

My commission expires

5-21-1974

For Department Use Only

Received by R.W.H. Date 12-29-72

Exception filed by: \_\_\_\_\_

Forwarded to  
claimant by: \_\_\_\_\_

Date \_\_\_\_\_

Prelim. check by R.W.H. Date 12-29-72

Fee received by P.F. Date 12-29-72 Fee \$ 10.00

Approved for publication by \_\_\_\_\_

Published in Idaho Free Press Dates 1-18-73

63 4189

## INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

### Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

|                           |                |         |               |               |           |
|---------------------------|----------------|---------|---------------|---------------|-----------|
| Date of priority claimed: | May 18, 1871   | amount: | 0.8 c.f.s. or |               | acre feet |
|                           | June 1, 1901   | amount: | 0.4 c.f.s. or |               | acre feet |
|                           | Total claimed: |         |               | 1.2 c.f.s. or | acre feet |

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing a Claim to a Water Right is \$10.00. Your claim and fee may be submitted to one of the following offices:

#### Northern District

Idaho Dept. of Water Administration  
401 Front Avenue, Room 209  
Coeur d'Alene, Idaho 83814

#### Eastern District

Idaho Dept. of Water Administration  
240 South Holmes  
Idaho Falls, Idaho 83401

#### Southern District

Idaho Dept. of Water Administration  
1041 Blue Lakes Blvd. North  
Twin Falls, Idaho 83301

#### Western District

Idaho Dept. of Water Administration  
Statehouse - Annex 2  
Boise, Idaho 83707

OK. af  
1-18-73

**County of Canyon.**

**SS.**

**No. 63-4189**

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic & stockwater purposes with a priority of April 1, 1955; the place of use is within the SW 1/4 SE 1/4, Sec. 29, T. 3 N., R. 2 W., B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho. 83707.

R. KEITH HIGGINSON

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

4. That said notice was published the following dates:

January 11, 18, 1973

Subscribed and sworn to before me this \_\_\_\_\_

18<sup>th</sup> day of January, 19 73

Notary Public, Residing at Nampa, Idaho

63 4199

WATER RIGHT NUMBER 63-4189

WATER RIGHTS EDIT REPORT

12/12/79

PAGE 86

ACT

ION

N OWNER LAST NAME - ORR

FIRST NAME - MOLLIE A.

N ADDRESS LINE 1 - RT. 7

N

CITY - NAMPA

STATE - ID

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 04-01-1955 COUNTY - CANYON TOTAL DIV. RATE - .0600CFS

N DIVERSION POINT - SWSE 29 03N 02W

N FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE - .0600CFS

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

N USE - STOCKWATER

PLACE OF USE - TWN 03N RNG 02W SEC 29 TRACT SWSE

N NON IRRIG USE - S/50 RANGE D/1 HOME.

3000

63-4189

I D A H O   D E P A R T M E N T   O F   W A T E R   R E S O U R C E S

WATER RIGHT  
DATA ENTRY LOG

[illegible]

## WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. \_\_\_\_\_

163-4189

Old No. \_\_\_\_\_

New No. \_\_\_\_\_

## Record

1. Original Owner: Mollie A. Orr

Present Owner: \_\_\_\_\_

2. Address: Rt. 73. City: NampaState: Id

Zip: \_\_\_\_\_

4. A. Source of Water: Gr

B. Tributary of: \_\_\_\_\_

5. A. Stage (A,P,L,D,S,J): I

B. Status (D,L,R,C,A,I,F - leave blank if valid): \_\_\_\_\_

C. Priority Date: 4-1-1955D. County: 27E. Total Diversion Rate: .06

F. Total Diversion Volume: \_\_\_\_\_

G. Transfer/Amendment (P,T of A or blank): \_\_\_\_\_

H. Water District: \_\_\_\_\_

I. DLE/Carey Act (D,C or blank): \_\_\_\_\_

J. Right Basis (for adjudication claims A,B,C only): \_\_\_\_\_

|                          | Tract       | Sec.      | Twp.      | Rge.      | Gov't Lot | Rediv. |
|--------------------------|-------------|-----------|-----------|-----------|-----------|--------|
| 6. A. Point of Diversion | <u>SWSE</u> | <u>29</u> | <u>3N</u> | <u>2W</u> | _____     | _____  |
|                          | _____       | _____     | _____     | _____     | _____     | _____  |
|                          | _____       | _____     | _____     | _____     | _____     | _____  |
|                          | _____       | _____     | _____     | _____     | _____     | _____  |
|                          | _____       | _____     | _____     | _____     | _____     | _____  |

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for I purposes. Amount .06  
(cfs or AC-Ft/yr)from 1-1 to 12-31 for D purposes. Amount \_\_\_\_\_

from \_\_\_\_\_ to \_\_\_\_\_ for \_\_\_\_\_ purposes. Amount \_\_\_\_\_

from \_\_\_\_\_ to \_\_\_\_\_ for \_\_\_\_\_ purposes. Amount \_\_\_\_\_

from \_\_\_\_\_ to \_\_\_\_\_ for \_\_\_\_\_ purposes. Amount \_\_\_\_\_

from \_\_\_\_\_ to \_\_\_\_\_ for \_\_\_\_\_ purposes. Amount \_\_\_\_\_

from \_\_\_\_\_ to \_\_\_\_\_ for \_\_\_\_\_ purposes. Amount \_\_\_\_\_

dc 11-7

8. Use Code: *L*

| TWP.      | RANGE     | SEC.      | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |          |        | TOTALS |
|-----------|-----------|-----------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|----------|--------|--------|
|           |           |           | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4   | SE 1/4 |        |
| <i>3N</i> | <i>2W</i> | <i>29</i> |        |        |        |        |        |        |        |        |        |        |        |        |        |        | <i>L</i> |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.  
B.  
C.  
D.  
E.

11. Other Uses (Non-irrigation explanatory information): *L/50 range D/1 home.*

12. Other Rights for Same Use:

13. A. Proof Due Date:  
B. Date Permit Approved or Denied:  
C. Protested Date:  
D. Hearing Date:  
E. Old Number:  
F. Proof Made (P or blank):  
G. Field Exam Made (P,R,F or blank):  
H. Conditions of Approval: \_\_\_\_\_

14. Diversion Means (brief narrative):

January 29, 1973

Re: Claim to a Water Right No. 63-4189

Ms. Mollie A. Orr  
Route #7  
Hampa, Idaho 83651

Dear Ms. Orr:

The Department of Water Administration has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we can be of further assistance, please feel free to call upon us.

Sincerely,

KENNETH H. FOIT, P. E.  
Western District Engineer

KHF:def

Enclosure

63 4189

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4189

Notice is hereby given that MOLLIE A. ORR, Rt. #7, Nampa, Ida.

has filed a claim to a water right established by diversion and application  
to beneficial use of .06 cubic feet per second ~~XXXXXX~~ of water  
from a groundwater source

with the point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 29, T. 3 N., R. 2 W., B.M.,  
Canyon County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic  
& stockwater purposes

with a priority of April 1, 1955  
the place of use is within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 29, T. 3 N., R. 2 W., B.M.

Any exception to this claim of water right may be filed with the Idaho  
Department of Water Administration, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON

Director

Published in the Idaho Free Press, Nampa, Idaho  
on Jan. 11, 1973 and Jan. 18, 1973

03 4189

na

*OK. IF*  
*1-11-73*  
NOTICE OF CLAIM  
TO A WATER RIGHT  
No. 63-4189

Notice is hereby given that MOLLIE A. ORR, Rt. #7, Nampa, Ida. has filed a claim to a water right established by diversion and application to beneficial use of .06 cubic feet per second of water from a groundwater source with the point of diversion in the SW 1/4 SE 1/4, Sec. 29, T. 3 N., R. 2 W., B.M., Canyon County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic & stockwater purposes with a priority of April 1, 1955; the place of use is within the SW 1/4 SE 1/4, Sec. 29, T. 3 N., R. 2 W., B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON

Director

January 11, 13, 1973

*if - will come*

63-4189

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

Statehouse -- Annex 2  
Boise, Idaho 83707  
(208) 384-2215  
Western District Office



Water Rights Administration  
Water Resource Investigation  
Dam and Reservoir Safety  
Water Well Drilling  
Waste Disposal Wells  
Stream Channel Protection

January 3, 1973

Re: Claim to a Water Right Nos. 63-4189 Mollie A. Orr  
63-4190 H. A. &/or Velma &/or Delbert Moore  
63-4191 H. A. &/or Velma &/ or Delbert Moore  
63-4192 H. A. &/or Velma &/or Delbert Moore

Idaho Free Press  
P. O. Box 88  
Nampa, Idaho 83651

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

-----  
(signature of claimant)

Sincerely,

63 4189